



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
SB1685

Introduced 2/24/2005, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

30 ILCS 500/30-30

Amends the Illinois Procurement Code. Requires that construction contracts in excess of \$1,000,000 (now, \$250,000) must be separately bid in categories for plumbing, heating, ventilation, electrical, and general contract work. Provides that if a bid for one of the categories would be less than \$250,000, that category's bid may be combined with the bid for one or more of the other categories of work. Effective immediately.

LRB094 03462 JAM 33465 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Procurement Code is amended by
5 changing Section 30-30 as follows:

6 (30 ILCS 500/30-30)

7 Sec. 30-30. Contracts in excess of \$1,000,000 ~~\$250,000~~. For
8 building construction contracts in excess of \$1,000,000
9 ~~\$250,000~~, separate specifications shall be prepared for all
10 equipment, labor, and materials in connection with the
11 following 5 subdivisions of the work to be performed:

12 (1) plumbing;

13 (2) heating, piping, refrigeration, and automatic
14 temperature control systems, including the testing and
15 balancing of those systems;

16 (3) ventilating and distribution systems for
17 conditioned air, including the testing and balancing of
18 those systems;

19 (4) electric wiring; and

20 (5) general contract work.

21 The specifications must be so drawn as to permit separate
22 and independent bidding upon each of the 5 subdivisions of
23 work. All contracts awarded for any part thereof shall award
24 the 5 subdivisions of work separately to responsible and
25 reliable persons, firms, or corporations engaged in these
26 classes of work. The contracts, at the discretion of the
27 construction agency, may be assigned to the successful bidder
28 on the general contract work or to the successful bidder on the
29 subdivision of work designated by the construction agency
30 before the bidding as the prime subdivision of work, provided
31 that all payments will be made directly to the contractors for
32 the 5 subdivisions of work upon compliance with the conditions

1 of the contract. A contract may be let for one or more
2 buildings in any project to the same contractor. The
3 specifications shall require, however, that unless the
4 buildings are identical, a separate price shall be submitted
5 for each building. The contract may be awarded to the lowest
6 responsible bidder for each or all of the buildings included in
7 the specifications.

8 Notwithstanding the requirements of this Section, if the
9 contract for work to be performed in any one of the 5
10 subdivisions is less than \$250,000, then the contract for that
11 subdivision need not be separately awarded but may be
12 incorporated into one or more of the remaining contracts.

13 Until a date 2 years after the effective date of this
14 amendatory Act of the 93rd General Assembly, the requirements
15 of this Section do not apply to the construction of an
16 Emergency Operations Center for the Illinois Emergency
17 Management Agency if (i) the majority of the funding for the
18 project is from federal funds, (ii) the bid of the successful
19 bidder identifies the name of the subcontractor, if any, and
20 the bid proposal costs for each of the 5 subdivisions of work
21 set forth in this Section, and (iii) the contract entered into
22 with the successful bidder provides that no identified
23 subcontractor may be terminated without the written consent of
24 the Capital Development Board.

25 (Source: P.A. 93-1035, eff. 9-10-04.)

26 Section 99. Effective date. This Act takes effect upon
27 becoming law.